

REVISED: August 2, 2010



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING **SUMMARY**
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, AUGUST 04, 2010
5:30 P.M.**

CALL TO ORDER 5:30 P.M.

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

I. CALL TO THE PUBLIC

NO LEGAL ACTION PERMITTED Members of the public may address the City Council on matters that are not listed on the agenda raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

II. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action will be taken separately.

A. Approval of minutes of the following City Council meeting(s):

- | | | | |
|-----------------|----|----------------------------------|----------------|
| APPROVED | 1. | Regular City Council Worksession | April 20, 2010 |
| APPROVED | 2. | Special City Council Meeting | May 4, 2010 |
| APPROVED | 3. | Regular City Council Worksession | May 4, 2010 |

B. Approval of Staff Recommendations:

Page Item

1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Attorney)

APPROVED 2. Special Event Liquor License: Humane Society of Yuma, Inc.

Approve a Special Event Liquor License application submitted by Cristyn Weil, on behalf of the Humane Society of Yuma, Inc. for the Fourth Annual Fur Ball. The fundraiser event will be held on Saturday, September 18, 2010, at the Arizona Western College 3C Building, 2020 S Ave. 8 E, from 6:00 p.m. to 1:00 a.m. (SP10-10) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 3. Liquor License: Coco's Restaurants, Inc. dba Coco's Bakery & Restaurant

Approve an Interim Permit and New Restaurant (#12) Liquor License application submitted by Carl McClure, agent for Coco's Bakery & Restaurant, 2198 S. 4th Avenue, Yuma, Arizona. (LL10-13) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 4. Liquor License: O.K. Market

Approve an Interim Permit and New Beer and Wine Store (#10) Liquor License application submitted by James Robert Broxholme, agent for O.K. Market, 5800 E. Hwy. 80 (aka 32nd Street), Yuma, Arizona. (LL10-14) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 5. Liquor License: Yuma's Main Squeeze

Approve a New Domestic Farm Winery (#13) Liquor License application submitted by Fred G. Earle, agent for Earle's Custom Wines, Inc. dba Yuma's Main Squeeze, 251 S. Main Street, Yuma, Arizona. (LL10-15) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 6. Donation: Surplus of Confined Spaces and Emergency Medical Expendable Supplies

Authorize donation of Surplus Confined Spaces and Emergency Medical Expendable Supplies to San Luis Rio Colorado, Sonora Mexico Fire Department
(Fire Department/Professional Services - #2011000043) (Jack McArthur)

WITHDRAWN 7. Cooperative Purchase Agreement: Chevy Impala Police Vehicles

Authorize Staff to purchase vehicles for use by the Police Department utilizing a cooperative purchase agreement originated by the State of Arizona at a total cost of \$58,185.26, utilizing City funds, and funds from a Selective Traffic Enforcement Program grant and a DUI Enforcement Program grant, with the following firm: Midway Chevrolet, Phoenix, Arizona. (Police Department, Fleet Services - #2011000040) (Jerry Geier)

APPROVED 8. Bid Award: Physical Provider Services / Fire Personnel

Award to the lowest responsive/responsible bidder for Physical Provider Services / Fire Personnel at an estimated annual cost of \$57,000.00 to: Pinnacle Healthcare, Yuma, Arizona. (Fire - Bid #2010000436) (Jack McArthur)

APPROVED 9. Operations Agreement: Yuma Quartermaster Depot State Historic Park

Authorize the City Administrator to execute an agreement with the Yuma Crossing National Heritage Area Corporation for the operations of the Yuma Quartermaster Depot State Historic Park; to provide funding to support park operations in the amount of \$150,000.00 for Fiscal Year 2010-2011; and to provide performance standards for the Yuma Crossing National Heritage Area Corporation (YCNHAC). (City Administration/Yuma Crossing National Heritage Area) (Charles Flynn)

APPROVED 10. City of Yuma Airplane

Discussion and possible action on the location site for the City of Yuma's historical airplane. (City Administration) (Gregory K. Wilkinson)

APPROVED 11. Agreement: Unit B Irrigation and Drainage District (Unit B) and U.S. Department of the Interior, Bureau of Reclamation (BOR).

Approve agreement with Unit B and BOR to transport City of Yuma (City) water to the Aqua Viva Water Treatment Plant. (Utilities Department) (Paul Brooberg)

APPROVED 12. Contract Amendment: J. R. Filanc Construction Company, Inc.

Authorize an amendment to Construction Manager At Risk Agreement (CMAR Agreement) for construction of the East Mesa Water Treatment Plant (Aqua Viva Water Treatment Plant or "Project") with J. R. Filanc Construction Company, Inc. (Filanc). (City Engineering) (Paul Brooberg)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/_____ S/_____ VV/_____

III. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action will be taken separately.

There are no resolutions scheduled at this time.

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

There are no ordinances to be adopted at this time.

V. INTRODUCTION OF ORDINANCES

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

INTRODUCED **A. Ordinance O2010-37 Graffiti: Accessibility to implements and penalties for violations**

Amend the Yuma City Code, Title 11, Chapter 112, Subsections 112-17 and 112-99 regarding requirements for the placement of signs relating to the accessibility of graffiti implements, and to increase the penalties for related violations. (Police/Patrol) (Jerry Geier)

INTRODUCED **B. Ordinance O2010-40 Rezoning of Property: Located at 780-792 S. 2nd Avenue**

Rezone from the High Density Residential / Historic District Overlay (R-3/H) & General Commercial / Historic District Overlay (B-2/H) to the Medium Density Residential / Historic District Overlay (R-2/H) District. The applicant is Chris Hengl, on behalf of Markal Investments, LLC. (Z2010-004) (Community Development/Community Planning) (Laurie Lineberry)

VI. PUBLIC HEARINGS & RELATED ACTIONS

**PUBLIC
HEARING
HELD
ORDINANCE
INTRODUCED** **A. Ordinance O2010-38 Rezoning of Property: Located at 1462 W. 8th Place, also known as 810 S. 14th Avenue**

Rezone property from the Low Density Residential (R-1-6) District to the General Commercial (B-2) District. The applicants are Adolfo and Irma Enriquez Garcia. (Z2010-003) (Community Development/Community Planning) (Laurie Lineberry)

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments

APPOINTMENT
MADE

- Clean and Beautiful Commission: one term to expire 08/04/2013

2. Announcements:

- City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of July 21, 2010 through August 4, 2010. City Council questions regarding the update must be limited solely for clarification purposes. If further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.
- City Council report of upcoming meetings.
- City Council request for agenda items to be placed on future agendas.

REPORTED

MOTION
MADE TO
RECONSIDER
PREVIOUS
AGENDA ITEM

3. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VIII. SUMMARY OF CURRENT EVENTS

REPORTED

This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

IX. EXECUTIVE SESSION

EXECUTIVE
SESSION NOT
HELD

An Executive Session may be held during this meeting to discuss pending Legal/Personnel/Real Estate matters. An Agenda will be posted 24 hours in advance.

ADJOURNMENT 7:07 p.m.

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, PO Box 13012, Yuma, Arizona 85366-3012; (928) 373-5125 or TTY (928) 373-5149.